

PATENT COOPERATION TREATY

04127-4001PC

WasKiewicz

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITYRECEIVED
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PCT

To: KENNETH P. WASZKIEWICZ
MORGAN & FINNEGAN, LLP
345 PARK AVENUE
NEW YORK, NY 10154-0055
MORGAN & FINNEGAN LLP

WRITTEN OPINION

(PCT Rule 66)

Date of Mailing
(day/month/year)

09 MAY 2002

Applicant's or agent's file reference

4127-4001PC

REPLY DUE

within TWO months
from the above date of mailing

International application No.

PCT/US00/29552

International filing date (day/month/year)

25 OCTOBER 2000

Priority date (day/month/year)

12 JANUARY 2000

International Patent Classification (IPC) or both national classification and IPC
IPC(7): G06F 15/16 and US Cl.: 709/902, 217-219, 224

Applicant

JUPITER MEDIA METRIC, INC.

1. This written opinion is the first (first, etc.) drawn by this International Preliminary Examining Authority.

2. This opinion contains indications relating to the following items:

- I ☒ Basis of the opinion
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step or industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Rule 66.2(a)(ii) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

CASE 04127-4001 PC ATTY KPA

DUE July 8, 2002 (2mo. writ. op)

1 mo. call-up June 8, 2002

BY J. M.

3. The applicant is hereby invited to reply to this opinion.

When? See the time limit indicated above. The applicant may, before the expiration of that time limit, request this Authority to grant an extension, see Rule 66.2(d).

How? By submitting a written reply, accompanied, where appropriate, by amendments, according to Rule 66.3. For the form and the language of the amendments, see Rules 66.8 and 66.9.

Also For an additional opportunity to submit amendments, see Rule 66.4. For the examiner's obligation to consider amendments and/or arguments, see Rule 66.4 bis. For an informal communication with the examiner, see Rule 66.6.

If no reply is filed, the international preliminary examination report will be established on the basis of this opinion.

4. The final date by which the international preliminary examination report must be established according to Rule 69.2 is: 12 MAY 2002

Name and mailing address of the IPEA/US

Commissioner of Patents and Trademarks
Box POT
Washington, D.C. 20231

Facsimile No. (703) 305-5230

Authorized officer

Stephan Willert

Telephone No. (703) 308-5230

WRITTEN OPINION

International application No.

PCT/US00/29352

I. Basis of the opinion

1. With regard to the elements of the international application:*

- ☐ the international application as originally filed
- ☒ the description:
 pages NONE, as originally filed
 pages 1-93, filed with the demand
 pages NONE, filed with the letter of _____
- ☒ the claims:
 pages NONE, as originally filed
 pages 94-107, as amended (together with any statement) under Article 19
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____
- ☒ the drawings:
 pages 1-15, as originally filed
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____
- ☒ the sequence listing part of the description:
 pages NONE, as originally filed
 pages NONE, filed with the demand
 pages NONE, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.
 These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the written opinion was drawn on the basis of the sequence listing:

- ☐ contained in the international application in printed form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☒ The amendments have resulted in the cancellation of:

- ☒ the description, pages NONE
- ☒ the claims, Nos. NONE
- ☒ the drawings, sheets/fig NONE

5. ☐ This opinion has been drawn as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this opinion as "originally filed".

International application No.
PCT/US00/99952

PCT/US00/99452

1. statement

Claims	NONE	YES
Claims	1-69	NO

Claims	1-89	YES
Claims	NONE	NO

Claims	1-69	YES
Claims	NONE	NO

Claims 1-60 lack novelty under PCT Article 33(a) as being obvious over Bull et al. with Patent Number 5,995,943. ✓

Regarding claim(s) 2, Bull teaches distributed servers, col. 7, lines 12-13.

Regarding claim(s) 5, 25, 27, 50, Bull teaches advertising content, col. 8, lines 19-21.

Regarding claim(s) 5, 20-23, 24, Bull teaches using criteria, col. 8, lines 5-8.

Regarding claim(s) 8, 10, Bull teaches a Web front end, col. 7, lines 28-30.

Regarding claim(s) 9, 34, Bull teaches system administration, col. 8, lines 49-48.

NONE

WRITTEN OPINION

International application No.

PCT/US00/28362

Supplemental Box

(To be used when the space in any of the preceding boxes is not sufficient)

Continuation of: Boxes I - VIII

Sheet 10

TIME LIMIT:

The time limit set for response to a Written Opinion may not be extended. 37 CFR 1.484(d). Any response received after the expiration of the time limit set in the Written Opinion will not be considered in preparing the International Preliminary Examination Report.